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**REPORT ON THE
 FILING OR DETERMINATION OF AN
 ACTION REGARDING A PATENT OR
 TRADEMARK**

In Compliance with 35 § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court Northern District of California on the following Patents or Trademarks:

DOCKET NO. CV 09-01843 CRB	DATE FILED 4/28/09	U.S. DISTRICT COURT 450 Golden Gate Ave., 16 th Floor, San Francisco, CA 94102
PLAINTIFF PLANTRONICS INC		DÉFENDANT ALIPH INC. ET AL
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 5,712,453	1/27/98	Plantronics, Inc.
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In the above—entitled case, the following patent(s) have been included:

DATE INCLUDED	INCLUDED BY <input type="checkbox"/> Amendment	<input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT	
	See enclosed copy of Stipulation and Order of Dismissal.

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15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 PLANTRONICS, INC.

19 Case No. C 09-01843 CRB

20 Plaintiff

21 **STIPULATION AND [PROPOSED]
ORDER DISMISSING CASE WITHOUT
PREJUDICE**

22 v.

23 ALIPH, INC. and ALIPHCOM, INC.,

24 Defendants.

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STIPULATION AND [PROPOSED]
ORDER DISMISSING CASE
C 09-01843 CRB

1 Plaintiff Plantronics, Inc. ("Plantronics"), by and through its undersigned counsel, and
2 Defendants Aliph, Inc. and AliphCom, Inc. (collectively, "Aliph"), by and through their
3 undersigned counsel, submit the following stipulation of dismissal without prejudice pursuant to
4 Rule 41(a)(1) of the Federal Rules of Civil Procedure:

5 WHEREAS, on January 15, 2009, Plantronics filed suit against Aliph in the Eastern
6 District of Texas (case number 6:09-cv-24, the "Texas Action");

7 WHEREAS, on March 23, 2009, the court granted Aliph's motion to transfer the Texas
8 Action to the Northern District of California;

9 WHEREAS, on April 14, 2009, the Texas Action was transferred to the Northern District
10 of California, and became Case No. 3:09-cv-01714 (the "Judge Breyer Action");

11 WHEREAS, on April 28, 2009, the Texas Action was erroneously transferred again to the
12 Northern District of California, and became the instant action, Case No. 3:09-cv-01843 (the
13 "Judge James Action");

14 WHEREAS, on May 5, 2009, the Court issued an order relating the Judge James Action to
15 the Judge Breyer Action;

16 WHEREAS, the parties agree that the Judge James Action was erroneously opened and is
17 duplicative of the Judge Breyer Action;

18 ACCORDINGLY, the parties agree that the Judge James Action (Case No. 3:09-cv-
19 01843) should be dismissed without prejudice, pursuant to Rule 41(a)(1) of the Federal Rules of
20 Civil Procedure, without any effect on the Judge Breyer Action (Case No. 3:09-01714), and
21 request that the Court order the same.

22 IT IS SO STIPULATED.

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STIPULATION AND [PROPOSED]
ORDER DISMISSING CASE
C 09-01843 CRB

1 Dated: November 3, 2009

IRELL & MANELLA LLP

3 By: /s/ Brian D. Krechman

4 Brian D. Krechman
5 Attorneys for Plaintiff
PLANTRONICS, INC.

7 Dated: November 3, 2009

MORRISON & FOERSTER LLP
TOWNSEND & TOWNSEND & CREW LLP

9 By: /s/ Susan V. Vaughan

10 Susan V. Vaughan
11 Attorneys for Defendants
ALIPH, INC. and ALIPHCOM, INC.

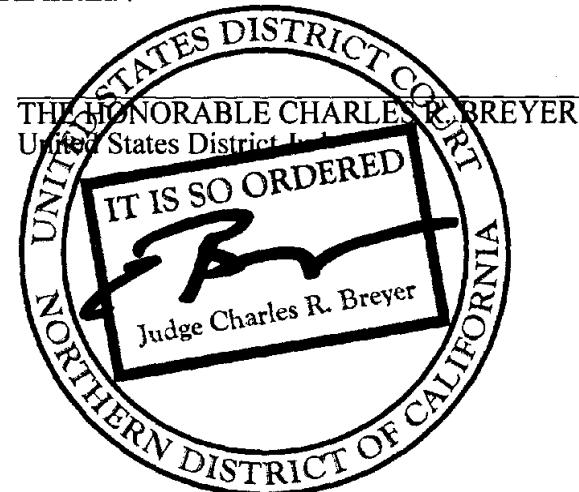
13 Filer's Attestation:

14 I, Brian D. Krechman, am the ECF user whose identification and password are being used to file
15 this **STIPULATION AND [PROPOSED] ORDER DISMISSING CASE**. In compliance with
General Order 45.X.B, I hereby attest that Susan V. Vaughan concurs in this filing.

16 By: /s/ Brian D. Krechman
17 Brian D. Krechman

18 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

19 Dated: Nov. 10, 2009



28 STIPULATION AND [PROPOSED]
29 ORDER DISMISSING CASE
C 09-01843 CRB